

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

DEC 20 2011

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DOMINIQUE HERMAN ADAMS,)	
Petitioner,)	Civil Action No. 7:11cv00601
)	
v.)	MEMORANDUM OPINION
)	
BRYAN B. WATSON,)	By: Samuel G. Wilson
Respondent.)	United States District Judge

Petitioner Dominique Herman Adams, a Virginia inmate proceeding *pro se*, brings this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 challenging his 2003 conviction and sentence in the Roanoke City Circuit Court. Because Adams has filed a previous § 2254 motion challenging the same conviction and sentence, the court dismisses his instant petition as successive.

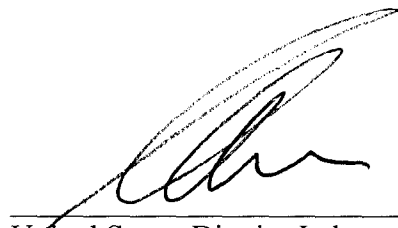
I.

Adams challenges his 30-year sentence and convictions for two counts of statutory burglary, one count of robbery, and one count of malicious wounding. Court records indicate that Adams previously filed a § 2254 motion regarding the same conviction and sentence which this court denied. See Civil Case No. 7:10cv00383. Under the provisions of the federal habeas statutes regarding subsequent or successive § 2254 petitions, the court may consider a second or successive § 2254 petition only upon specific certification from the United States Court of Appeals for the Fourth Circuit that the claims in the petition meet certain criteria. See 28 U.S.C. § 2244(b). Because Adams has not submitted any evidence that he has obtained such certification by the Court of Appeals, the court dismisses his petition without prejudice as successive.¹

¹ In fact, court records indicate that the Fourth Circuit denied Adams' request to file a second or successive application for relief under § 2254. See In re: Dominique Herman Adams, No. 11-193 (4th Cir. June 23, 2011).

The Clerk is directed to send certified copies of this memorandum opinion and accompanying order to petitioner.

ENTER: This 20th day of December, 2011.



United States District Judge